(c) what was the value of those shares on 1st January, 1990, 1991 and 1992 and what are the details of transaction held during each year;

(d) when was each share purchased, what was its price and what is the present market value of each;

(e) whether it is also a fact that certain officials are engaged directly or indirectly in the distribution business of Pharmaceutical units; and

(f) if so, what are the details available with his Ministry and what is the relation with the officer who is managing each show ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA MOHAN) : (a) to (d) Under the rules, all Government servants, entering into any transaction in respect of moveable property either in his own name or in the name of the member of his family, as per the prescribed limits, are required to give intimation in the required form.

(e) and (f) Under the Rules, no Government servant can engage directly or indirectly in any trade or business except with the previous sanction of the Government. Any violation of the rules is dealt with appropriately.

Failing to calculate overcharged amount on drugs

1140. SHRI ASHOK NATH VERMA : Will the PRIME MINISTER be pleased to state :

(a) whether it is a fact that his Ministry has failed to calculate the amount overcharged on Ibudex, Proxyvon Revital and Histac range of formulations for the last one decade ;

(b) whether it is a fact that producer has overcharged the consumer by Rs. 40 crores but no action has been taken against the company under DPCO, 1979/DPCO, 1987 ;

(c) the officers involved in this complacency and what steps have been taken to unearth the racket ;

(d) what is the present status of recovery as well as action taken under Essential Commodities Act against the company ; and

(e) since when these issues are pending and what are the reasons for delay ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA MOHAN) :

(a) to (e) The matters regarding overcharging in the prices of Ibudex capsules, Proxyvon range of formulations and Revital capsules are at various stages of examination. It is not correct to say that these cases are one decade old. However, it takes time in the cases of overcharging to arrive at a final decision because the companies deliberately avoid to give the details required by the Government for calculating the overcharged amount.

Price of Diloxanide Furoate

1141. SHRI ASHOK NATH VERMA : Will the PRIME MINISTER be pleased to refer to the answer to Unstarred Question 1155 given in the Rajya Sabha on 5-3-92 and state :

(a) whether it is a fact that price of Rs. 472 per Kg. for Diloxanide Furoate was fixed based on the cost date of M/s. Boots ;

(b) whether it is a fact that organised sector units had discontinued production long back and M/s Boots have also not produced the drug during the last three years ;

(c) what was the production of each during 1990-91 and 1991-92 ;

(d) whether it is a fact that M/s Camlin who were not cost studies are still supplying the drug at Rs. 400 per Kg. ;

(e) what steps have been taken to fix the responsibility for fictitious and fake increase in price ;

(f) what was the consumption of M/s Boots during the last two years and what was the quantity purchase during each of these years ; and

(g) what was the source of purchase and the price at which purchased ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA MOHAN) : (a) No, Sir. The BICP conducted cost-cum-technical study on the cost data of M/s. Boots, M/s. Unique and M/s. Camlin.

(b) and (c) To the extent information is available, the production of M/s. Boots for the year 1989-90 was 0.83 MT and in respect of M/s. Metroni Drugs, the production during 1989-90 was 2.90 MT.

(d) No such information/complaint has been received by the Government.

(e) The price of this bulk drug was increased due to impact of change of exchange rate of rupee against major foreign currencies taking into consideration cost data available with the Government and in consultation with the BICP.

(f) and (g) The details will be collected from the company and laid on the Table of the House.

Highest and lowest imported price of bulk drugs

1142. SHRI ASHOK NATH VERMA : Will the PRIME MINISTER be pleased to refer to the answer to Unstarred Question 420 given in the Rajya Sabha on 27th February, 1992 and state :

(a) what was the difference between the highest and lowest import price which came to the notice of his Ministry in respect of each of the bulk drugs referred to ;

(b) whether it is a fact that his predecessor ignored the highest import price and worked out the average of the remaining importers to eliminate over-invoicing ;

(c) whether it is a fact that Government have dispened with the practice and has started obliging the individual importers under the able advice of his Development Commissioner ;

(d) what is the position regarding pricing of Carbamezepine formulation pricing ;

(e) what are the names of drugs, where higher prices of bulk drug have been taken in fixation of formulation prices both indigenous production price or imported price during 1991-92 ; and

(f) what was the price taken in each case and what was the average imported price and the indigenous price ?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS AND FERTILIZERS (SHRI CHINTA MOHAN) : (a) This Ministry received complaints/ Member of Parliament's letters alleging overinvoicing of imports of drugs/drug intermediates. These cases of overinvoicing were referred to Directorate of Revenue Intelligence/Enforcement Directorate. As already answered, there was no evidence to conclude any contravention of FERA, 1973.

(b) and (c) For price fixation of formulations based on imported scheduled bulk drugs, DPRC Sub Committee under Chairmanship of Member (Finance), BICP, which is responsible for recommending to prices of formulations to this department, adopts the price of bulk drugs claimed by the concerned formulators or the weighted average landed cost worked out by DGHS on the basis of total imports, whichever is lower. Price fixation is being done as per provisions of the DPCO, 1987.

(d) Carbamazapine is an imported bulk drug. DGHS weighted average import price is taken into account while fixing the prices of formulations. However, in case of peadriatic syrup the actual landed cost was taken into account in view of quality consideration.

(e) and (f) During the year 1991-92 the prices of around 3000 formulations have been fixed/revised. The time and labour involved in collecting the requisite details will not be commensurate with the results likely to be achieved.

Not Filling Counter Affidavit in Flucort's case

1143. SHRIMATI SATYA BAHIN : Will the PRIME MINISTER be pleased to refer to the answer to Unstarred Question